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CLERK, U.S. DISTRICT COURT
MINNEAPOLIS, MINNESOTA

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

Paul Hansmeier,

Plaintiff,

v.

David MacLaughlin et al,

Defendants

Case Nos. 20-cv-2155

20-cv-2156

21-cv-748

21-cv-1167

21-cv-1426

PLAINTIFF PAUL HANSMEIER'S
MOTION TO STRIKE

SCANNED

JUL 09 2021 JE

U.S. DISTRICT COURT MPLS

Plaintiff Paul Hansmeier respectfully moves the Court to strike the Second Declaration of Kristen E. Rau, the exhibit attached thereto and references to the exhibit contained in the memorandum in support of the motion for a filing restriction filed by Defendants David MacLaughlin, Benjamin Linger and Anders Folk (the "Federal Defendants"). In support of this motion, Hansmeier states as follows:

1. The Court is empowered to strike documents in whole or in part pursuant to the Federal Rules of Civil Procedure and its inherent authority to manage its docket and maintain the integrity of judicial proceedings.

2. The Federal Defendants have moved the Court to impose a filing injunction against Hansmeier. In support of the Federal Defendants' motion, counsel for the Federal Defendants submitted the Second Declaration of Kristen E. Rau; attached to that declaration is a document with the subject line, "Response to letter dated May 6, 2021 [Docket 10] Hansmeier v. MacLaughlin, 21-cv-1167 (RTS/LIB)."

3. The Second Declaration of Kristen E. Rau contains a statement expressing counsel's view that the letter attached as an exhibit appears to be authentic. Yet, the document is not authentic, and Rau/counsel for the government cannot plausibly express confusion over this point.

4. The Court may take judicial notice of document 13 in 21-cv-1167, which contains Hansmeier's actual response to the letter Hansmeier received from counsel for the Federal Defendants. The genuine response is different from the inauthentic response attached as an exhibit to counsel's declaration.

5. The document attached to counsel's declaration is or at least appears to be a discarded draft of the letter Hansmaier prepared in response to a letter he received from counsel.

6. The Court should grant Hansmaier's motion. The document attached to the Second Declaration of Kristen E. Rau is inauthentic and does not accurately reflect Hansmaier's view of the matters discussed therein. * The accurate statement of Hansmaier's views is contained in the letter that is part of the record in 21-cv-1167. Granting Hansmaier's motion will help preserve the integrity of judicial proceedings. Counsel for the Federal Defendants should not present an inauthentic document as authentic.

June 30, 2021



Paul Hansmaier

20953-041 Unit K3

P.O. Box 1000

Sandstone, MN 55072

* Nor was the document mailed by Hansmaier to Rau.